

Under Part 111, Hazardous Waste Management, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA); the corresponding requirements under Subtitle C of the federal Resource Conservation and Recovery Act of 1976, as amended (RCRA); and any administrative rules or regulations promulgated pursuant to these acts, Rule 304 states, "(d) Submit 1 copy to the director or his or her designee, which shall be postmarked not later than 10 days after the month in which shipment was made." and Rule 608, states, "(f) Return a copy of the manifest to the director or his or her designee within a period of 10 days after the end of the month in which the waste was received."

These deadlines have always impacted when staff of the Michigan Department of Environmental Quality Division, Waste and Hazardous Materials Division (WHMD), could generate and mail the biennial report since a large portion of the report is based on manifest data that could take up to 6 weeks to process after the December manifests are submitted by January 10th. However, this year there was an additional complication when departments were not allowed to process work through their contracts, such as the data entry contract for manifests, for four weeks starting at the end of September and into October 2007. This has put the vendor and the WHMD behind in processing manifest data. Staff will generate and mail the reports as soon as it appears we have loaded most of December's manifests into the data system but the mailing may not be completed until February 8, 2008. The WHMD cannot change the deadline of March 1 as it is a Federal standard and authorized states may not be less stringent. But by possibly delaying the mailing by a week we will have less missing data on the report.

The following is the schedule the WHMD staff must meet in order to make the schedule posted by the US Environmental Protection Agency (EPA) and work with the delayed data processing problem.

WHMD date of 2/8/2008 - Have all biennial reports generated and mailed to any site that was a:

- Large quantity generator of hazardous waste for one or more months in 2007, or
- A treatment, storage, or disposal facility for hazardous waste in 2007.

Regulation date of 3/1/2008 - Biennial reports are required to be completed, signed, and returned to the WHMD.

WHMD date of 4/7/2008 - Determine what sites have not returned a completed and signed report.

WHMD date of 6/23/2008 - Have all data collected and entered. Pass any preliminary data quality checks and start the process to submit preliminary data to EPA

EPA date of 6/30/2008 - Complete upload of preliminary data and pass edit checks.

WHMD data of 8/29/2008 - Verify data and obtain any data corrections where needed. Continue to run verification reports until all edit and logic checks are met. Start process to submit final data to the EPA

9/15/2008 - Have final biennial reporting data uploaded to EPA.